

TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A SUBMISSION UNDER 35 U.S.C. 371		ATTORNEY'S DOCKET NUMBER 6270 P0222 US
INTERNATIONAL APPLICATION NO. PCT/US2002/031663		U.S. APPLICATION NO. (if known, see 37 CFR 1.5) 10/525293
INTERNATIONAL FILING DATE Oct 3, 2002		PRIORITY DATE CLAIMED August 15, 2002
TITLE OF INVENTION Cultivating Device		
APPLICANT(S) FOR DO/EO/US John Banks		

Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:


1. ☒ This is a **FIRST** submission of items concerning a submission under 35 U.S.C. 371.
2. ☐ This is a **SECOND** or **SUBSEQUENT** submission of items concerning a submission under 35 U.S.C. 371.
3. ☒ This is an express request to begin national examination procedures (35 U.S.C. 371(f)). The submission must include items (5), (6), (9) and (21) indicated below.
4. ☒ The US has been elected (Article 31).
5. ☒ A copy of the International Application as filed (35 U.S.C. 371(c)(2))
 - a. ☒ is attached hereto (required only if not communicated by the International Bureau).
 - b. ☐ has been communicated by the International Bureau.
 - c. ☐ is not required, as the application was filed in the United States Receiving Office (RO/US).
6. ☐ An English language translation of the International Application as filed (35 U.S.C. 371(c)(2)).
 - a. ☐ is attached hereto.
 - b. ☐ has been previously submitted under 35 U.S.C. 154(d)(4).
7. ☒ Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3))
 - a. ☐ are attached hereto (required only if not communicated by the International Bureau).
 - b. ☐ have been communicated by the International Bureau.
 - c. ☐ have not been made; however, the time limit for making such amendments has NOT expired.
 - d. ☒ have not been made and will not be made.
8. ☐ An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).
9. ☒ An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)). **COPY**
10. ☐ An English language translation of the annexes of the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).

Items 11 to 20 below concern document(s) or information included:

11. ☐ An Information Disclosure Statement under 37 CFR 1.97 and 1.98.
12. ☐ An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.
13. ☐ A preliminary amendment.
14. ☒ An Application Data Sheet under 37 CFR 1.76.
15. ☐ A substitute specification.
16. ☒ A power of attorney and/or change of address letter. **COPY**
17. ☐ A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 37 CFR 1.821- 1.825.
18. ☐ A second copy of the published International Application under 35 U.S.C. 154(d)(4).
19. ☐ A second copy of the English language translation of the international application under 35 U.S.C. 154(d)(4).
20. ☐ Other items or information:

This collection of information is required by 37 CFR 1.414 and 1.491-1.492. The information is required to obtain or retain a benefit by the public, which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 15 minutes to complete, including gathering information, preparing, and submitting the completed form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop PCT, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

U.S. APPLICATION NO. (if known, see 37 CFR 1.5) 90/525203		INTERNATIONAL APPLICATION NO. PCT/US 2002/031663		ATTORNEY'S DOCKET NUMBER 6270 P02ZZ US	
The following fees have been submitted				CALCULATIONS	PTO USE ONLY
21. <input checked="" type="checkbox"/> Basic national fee	 \$300		\$	300
22. <input checked="" type="checkbox"/> Examination fee If International preliminary examination report prepared by USPTO and all claims satisfy provisions of PCT Article 33(1)-(4) .. \$100 All other situations .. \$200				\$	200
23. <input checked="" type="checkbox"/> Search fee Search fee (37 CFR 1.445(a)(2)) has been paid on the international application to the USPTO as an International Searching Authority .. \$100 International Search Report prepared and provided to the Office .. \$400 All other situations .. \$500				\$	100
TOTAL OF 21, 22 and 23 =				\$	500
<input type="checkbox"/> Additional fee for specification and drawings filed in paper over 100 sheets (excluding sequence listing or computer program listing filed in an electronic medium). The fee is \$250 for each additional 50 sheets of paper or fraction thereof.					
Total Sheets	Extra Sheets	Number of each additional 50 or fraction thereof (round up to a whole number)	RATE		
- 100 =	/50 =		x \$250	\$	
Surcharge of \$130.00 for furnishing the oath or declaration later than 30 months from the earliest claimed priority date (37 CFR 1.492(h)).				\$	
CLAIMS	NUMBER FILED	NUMBER EXTRA	RATE	\$	
Total claims	21 - 20 =	1	x \$ 50	\$	50
Independent claims	2 - 3 =		x \$ 200	\$	
MULTIPLE DEPENDENT CLAIM(S) (if applicable)			+ \$360	\$	360
TOTAL OF ABOVE CALCULATIONS =				\$	410
<input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. Fees above are reduced by 1/2.					
SUBTOTAL =				\$	910
Processing fee of \$130.00 for furnishing the English translation later than 30 months from the earliest claimed priority date (37 CFR 1.492(i)).				\$	
TOTAL NATIONAL FEE =				\$	910
Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property				\$	
TOTAL FEES ENCLOSED =				\$	910
				Amount to be refunded:	\$
				Amount to be charged:	\$
a. <input checked="" type="checkbox"/> A check in the amount of \$ 910 to cover the above fees is enclosed. b. <input type="checkbox"/> Please charge my Deposit Account No. _____ in the amount of \$ _____ to cover the above fees. A duplicate copy of this sheet is enclosed. c. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 50-2970 . A duplicate copy of this sheet is enclosed. d. <input type="checkbox"/> Fees are to be charged to a credit card. WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.					
NOTE: Where an appropriate time limit under 37 CFR 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the International Application to pending status.					
SEND ALL CORRESPONDENCE TO:					
 SIGNATURE Randall T. Erickson NAME 33,872 REGISTRATION NUMBER					

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
UNITED STATES RECEIVING OFFICE (RO/US)

Applicant: Deere & Co. and John Banks

Int'l Application No.: PCT/US02/031663

Int'l Filing Date: Oct. 3, 2002

For: Cultivating Device

Atty. Docket No. 6270P0222US

Mail Stop PCT
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313
Attn: US/RO

EXPRESS MAIL CERTIFICATE

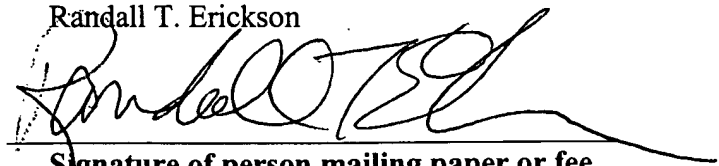
"Express Mail" label number EV 580330395 US
Date of Deposit: February 15, 2005

I hereby state that the following *attached* papers or fees

Transmittal Letter Under 35 USC 371
Application Data Sheet
Specification (33 pages)
Drawings (16 pages)
Check \$910.00
Self-Addressed Stamped Postcard

are being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. §1.10, on the date indicated above and is addressed to Box PCT, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313.

Randall T. Erickson



Signature of person mailing paper or fee

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
UNITED STATES RECEIVING OFFICE (RO/US)

Applicant: Deere & Company)
Int'l Application No.: PCT/USO2/31663)
Int'l Filing Date: 10/30/2002) Atty. Docket No.
For: Cultivating Device) 6270P0221PC

Mail Stop PCT
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

The International Bureau of WIPO
34, chemin des Colombettes
1211 Geneva 20, Switzerland

CHANGE OF CORRESPONDENCE ADDRESS

Please change the Correspondence Address for the above-identified patent application to:

Firm or Individual Name: The Law Office of Randall T. Erickson, P.C.
Street Address: 425 W. Wesley St., Suite 1
City, State, Zip Code: Wheaton, IL 60187
Country: US
Telephone: (630) 665-9404
Fax: (630) 665-9414

I am the Attorney of Record and my Registration Number is 33,872.

Date: February 6, 2004

Respectfully Submitted:

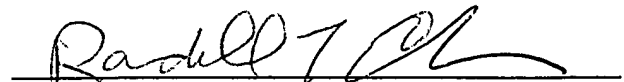


Randall T. Erickson, Reg. No. 33,872

CERTIFICATION OF FACSIMILE TRANSMISSION

I hereby certify that on February 6, 2004 this document is being facsimile transmitted to the Commissioner for Patents at 703-305-3230 and the International Bureau of WIPO at 41-22-740-1435.

Randall T. Erickson


Signature